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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Assistant Commissioner for Patent Washington, D.C. 20231

SEP 0 1 1999

Date: September 1, 1999 Docket No. Y0997-111 Prior Art Unit: 2755 Prior Ex. G. Fourson

Sir:

This is a request for filing a [X] continuation [] divisional [] continuation-in-part under 37 C.F.R. 1.53(d) of pending prior application Serial No. 08/880,616 filed on June 23, 1997 of M.A. Cohen, et al. for SYSTEM AND METHOD FOR MAXIMIZING USAGE OF COMPUTER RESOURCES IN SCHEDULING OF APPLICATION TASKS.

- 1. [] As last amended, the title has been changed to ______
- 2. [] As last amended, the name of applicant has been changed to
- 3. [X] Enclosed is [X] a copy of the oath or declaration as filed in the prior application or [] a new oath or declaration.
- 4. [X] The filing fee is calculated below:

Claims as filed in this application	Number <u>Filed</u>	Number <u>Extra</u>		Rate	\$ <u>I</u>	<u> 760.00</u>
Total Claims	18- 20	=	Х	\$18	=	0.00
Independent Claims	2- 3	=	X	\$78	=	.00
Multiple Dependent Claims, if any (\$260) =						
Total Filing Fee\$					760.00	

- 5. [X] Charge Deposit Account 50-0510 in the amount of \$760.00.
 - [X] Charge any other fees which may be required, except for the Issue Fee, or credit any overpayment to Deposit Account No. 50-0510.
- 6. [] Cancel in this application original Claims ___ of the prior application before calculating the filing fee.
- 7. [X] Amend the specification by inserting before the first line the sentence: This is a [X] continuation [] division [] continuation-in-part of application Serial No. 08/880,616, filed June 23, 1997.
- filed June 23, 1997.

 8. [] Priority of application Serial No. ______, filed on ______ in _____ is claimed under 35 U.S.C. 119.
- 9. [] The certified copy of the priority application has been filed in prior application Serial No. ______, filed
- 10. [] An appointment of associates is enclosed.
- 11. [X] Address all future communications to <u>Anne Vachon Dougherty</u>. 3173 Cedar Road, Yorktown Heights, N.Y. 10598.
- 12. [X] A preliminary amendment to this application is enclosed.
- 13. [] Enter in this application the amendment under 37 C.F.R. 1.116 which was unentered in the prior application.

for IBM Corporation 3173 Cedar Road Yorktown Heights, NY 10598 09/07/1999 \$LURNG1 00000123 500510 08880616 Anne Vachon Doughert Reg. No. 30,374
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#6/PeB. 9/9/99

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS EXPRESS MAIL IN AN ENVELOPE ADDRESSED TO: ASSISTANT COMMISSIONER FOR PATENTS, WASHINGTON, D.C. 20231, ON DATE OF DEPOSIT: September 1, 1999

EXPRESS HAIL CERTIFICATE NO: EJ895594533US

PERSON MAKING DEPOSIT: ANNE VACHON DOUGHERTY

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of :

M.A. COHEN ET AL

Serial No. 08/880,616

Filed: June 23, 1997

Title: SYSTEM AND METHOD FOR MAXIMIZING USAGE OF COMPUTER RESOURCES IN SCHEDULING OF APPLICATION TASKS September 1, 1999

Group Art No.: 2755

Examiner: G. Fourson

for IBM Corporation by Anne Vachon Dougherty 3173 Cedar Road Yorktown Hts, NY 10598

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PRELIMINARY AMENDMENT

Assistant Commissioner for Patents Washington, D.C. 20231

Sir:

In response to the Final Office Action dated June 1, 1999, Applicants are submitting a Continuing Prosecution Application under 1.53(d) simultaneously herewith. Prior to